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9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON
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12 NEIL W. BADEJO,

Civil No. 08-5658-RJB-KLS

13 Plaintiff,

14 vs.

ORDER ADOPTING REPORT AND
RECOMMENDATION

15 MICHAEL J. ASTRUE,
16 Commissioner of Social Security,

17 Defendant.
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19 This matter comes before the Court on the Report and Recommendation of U.S.
20 Magistrate Judge Karen L. Strombom. Dkt. 22. The Court has considered the Report and
21 Recommendation, objections, if any, and the record herein.
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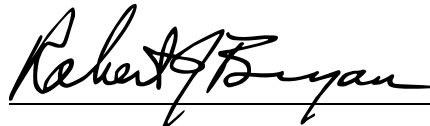
23 The Report and Recommendation thoroughly discusses the facts and law at issue here. Dkt.
24 22. The Report and Recommendation should be adopted and Plaintiff, not his attorney, should be
25 awarded attorney's fees, costs, and expenses.
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1 The Court notes that Plaintiff states in his motion, that if his motion was opposed, he
2 would like an opportunity to amend his request for attorney's fees to include time his attorney
3 spent in reply. Dkt. 18, at 2. The amount of the award was not contested by Defendant, but
4 Defendant did argue that Plaintiff, and not his attorney, should be given the award. Dkt. 20.
5 Plaintiff filed a reply, but failed to include a request for additional attorney's fees. Dkt. 21.
6 Accordingly, on the current record, the Court is unable to make a further award of attorney's fees
7 for time Plaintiff's attorney spent on the reply to this motion.
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9 The Court hereby **FINDS** and **ORDERS**:

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- 11 1) The Report and Recommendation (Dkt. 22) is **ADOPTED**;
 - 12 2) Plaintiff is **AWARDED** \$5,244.58 in attorney's fees, \$21.23 in expenses, and \$350.00
13 in costs, made payable to, and mailed directly to, Plaintiff's attorney, Eitan K. Yanich; and
14 3) The Clerk is directed to send copies of this Order to all attorneys of record and to the
15 Hon. Karen L. Strombom.
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17 DATED this 19th day of October, 2009.

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20 Robert J. Bryan
21 United States District Judge
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